R E M A R K S

In the Office Action mailed May 17, 2002, the specification has been object to as failing to provide proper antecedent basis for the claimed subject matter. Specifically, the Examiner indicates that it appears that the specification does not describe "transmitting to the source . . . based on the level of the desensitization signal" as recited in claim 1 and "means for transmitting . . . based on the level of the desensitization signal" as recited in claim 11. Applicants herewith have amended the claims to remove these limitations from claims 1 and 11. As such, applicants believe that the claimed subject matter is properly supported by the specification.

Furthermore, the Examiner states that "said signal level" in claim 1 and claim 11 does not have sufficient antecedent basis. Applicants have adopted the Examiner's suggestion and changed the limitation to "the level of said received signal."

Attached hereto is a marked-up version of the changes made to the claims. The attached page is captioned "Version With Markings To Show Changes Made."
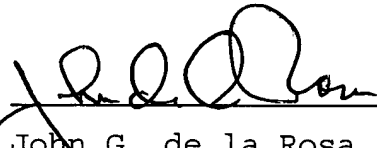
In the present Office Action, claims 1-17 have been rejected under 35 U.S.C. §103 as being unpatentable over Jin et al. in combination with Weaver, Jr. et al., Hall et al. and/or Hergault et al. Applicants, however, herewith submit a declaration pursuant to 37 C.F.R. §1.131 providing evidentiary exhibits and a statement of factS for antedating the reference by Jin et al. Applicants believe that the submitted declaration is sufficient to overcome the rejection under §103.

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Since the declaration is presented with a response for overcoming a new ground of rejection, applicants believe that the submitted declaration is seasonably presented. Accordingly, applicants respectfully request the entry of the submitted declaration.

In view of the amendments, applicants' submitted declaration, evidentiary exhibits and the remarks above, it is believed that claims 1-17 are allowable. Since this application is believed to be in condition for allowance, reconsideration and allowance are respectfully solicited.

Respectfully Submitted,
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In The Claims:

1. (Thrice Amended) In a wireless communication system, a method of receiving a <u>received</u> signal on a receive path of a receiver, said method comprising the step of:

injecting a desensitization signal into said receive path to raise the noise level of said receive path relative to <u>the level of said received signal</u> [said signal level] without attenuating the received signal on said receive path so as to desensitize the receiver; <u>and</u>

dynamically adjusting the power level of the desensitization signal based on changing system operating parameters of the wireless communication system[; and

transmitting to the source of the received signal a new power transmission level of the received signal based on the level of the desensitization signal].

11. (Thrice Amended) In a wireless communication system, a receiver having a receive path for receiving a <u>received</u> signal, said receiver comprising:

a desensitization signal source that is capable of producing a desensitization signal on a desensitization signal path;

a coupler connected to said desensitization signal path and said receive path and injects said desensitization signal into said receive path to raise the noise level on said receive path relative to the <u>level of said received signal</u> [signal level] without attenuating the received signal on said receive path so as to desensitize the receiver; <u>and</u>

means for dynamically adjusting the power level of the desensitization signal based on changing system operating parameters of the wireless communication system[; and

means for transmitting to the source of the received signal a new transmission power level of the received signal based on the level of the desensitization signal].